

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA**

MANDRIEZ SPIVEY,
Plaintiff

v.

WARDEN EBBERT, *et al.*,
Defendants

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No. 1:22-cv-0596

(Judge Rambo)

ORDER

AND NOW, on this 2nd day of August 2022, for the reasons set forth in the Memorandum accompanying this Order, **IT IS ORDERED THAT:**

1. Plaintiff Mandriez Spivey's complaint (Doc. No. 1) is **DISMISSED** with prejudice pursuant to 28 U.S.C. § 1915(e)(2)(B)(ii) for failure to state a claim upon which relief may be granted;
2. Spivey's motion to appoint counsel (Doc. No. 15) is **DISMISSED** as moot; and
3. The Clerk of Court is directed to **CLOSE** this case.

s/ Sylvia H. Rambo
United States District Judge